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19 IN THE UNITED STATES DISTRICT COURT
 20 FOR THE SOUTHERN DISTRICT OF CALIFORNIA

21 B & L PRODUCTIONS, INC., d/b/a
 22 CROSSROADS OF THE WEST, et
 23 al.,

24 Plaintiffs,

25 v.

26 22nd DISTRICT AGRICULTURAL
 27 ASSOCIATION, et al.,

28 Defendants.

19-cv-0134-CAB-AHG

**JOINT MOTION TO FURTHER
 ENGAGE IN SETTLEMENT
 DISCUSSIONS AND EXTEND
 DISCOVERY AND SUMMARY
 JUDGMENT DEADLINES**

[L.R. 7.2]

Judge: Honorable Cathy Ann Bencivengo

Action Filed: January 21, 2019

1 Pursuant to Rule 7.2 of the Local Rules for the United States District Court for
2 the Southern District of California, Plaintiffs B & L Productions, Inc., d/b/a
3 Crossroads of the West; Ronald J. Diaz, Sr.; John Dupree; Christopher Irick;
4 Lawrence Walsh; Maximum Wholesale Inc., d/b/a Ammo Bros.; California Rifle &
5 Pistol Association, Incorporated; South Bay Rod and Gun Club, Inc.; and Second
6 Amendment Foundation (collectively, “Plaintiffs”), and Defendant 22nd District
7 Agricultural Association (“Defendant” and together with Plaintiffs, the “Parties”),¹
8 by and through their attorneys, hereby stipulate and jointly move as follows:

9 WHEREAS, the Court previously granted the Parties’ request to extend
10 discovery and summary judgment deadlines so that the Parties could engage in
11 settlement negotiations (ECF No. 32);

12 WHEREAS, the Parties have engaged in settlement discussions, including a
13 mediation session that took place on September 5, 2019;

14 WHEREAS, the Parties agree that significant progress has been made toward
15 reaching a settlement in this matter, but that the information required to finalize the
16 terms of the settlement will not be available until early 2020;

17 WHEREAS, any settlement of this litigation would require consultation with
18 and approval by Defendant’s Board of Directors, consistent with the requirements
19 of the Bagley-Keene Open Meeting Act, Cal. Gov’t Code, §§ 11120 *et seq.*,
20 including the requirement to provide ten days’ notice of agenda items, *id.* § 11125;

21 WHEREAS, in the interest of conserving the Parties’ and the Court’s
22 resources, the Parties agree that further extension of the previously established
23 discovery and summary judgment deadlines (ECF No. 32) while the Parties finalize
24 the terms of a settlement agreement is appropriate and would not prejudice any
25 Party;

26 ¹ The Court has dismissed the claims against Defendants Steve Shewmaker,
27 President of 22nd District Agricultural Association, in his official and individual
28 capacity; Richard Valdez, Vice President of 22nd District Agricultural Association,
in his official and individual capacity; and Karen Ross, Secretary of California
Department of Food & Agriculture, in her official capacity. *See* ECF No. 25.

1 WHEREAS, pursuant to the Court’s June 18, 2019 order (ECF No. 23),
2 Plaintiff B & L Productions, Inc., will be holding gun shows at the Del Mar
3 Fairgrounds on Sept 28-29, 2019, and December 14-15, 2019;

4 NOW, THEREFORE, in consideration of the foregoing, the Parties further
5 stipulate and jointly move as follows:

6 1. The Parties shall continue to engage in settlement discussions, with the
7 goal of obtaining a fully executed settlement agreement by February 28, 2020.

8 2. The discovery deadline in this matter is extended from October 25, 2019 to
9 April 10, 2020.

10 3. Motion(s) for summary judgment shall be filed on or before May 8, 2020.
11 Opposition(s) shall be filed on or before May 22, 2020, and any reply shall be filed
12 on or before June 5, 2020. A hearing on any motion(s) for summary judgment shall
13 be set by future order of the Court. The hearing previously set for December 16,
14 2019 (ECF No. 32) is taken off calendar.

15 4. Aside from the discovery and summary judgment schedules previously set
16 by the Court, all other orders of the Court shall remain in effect.

17 **IT IS SO STIPULATED.**

18 Dated: September 9, 2019

XAVIER BECERRA
Attorney General of California
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Supervising Deputy Attorney General
JOSHUA M. CAPLAN
NATASHA SAGGAR SHETH
CHAD A. STEGEMAN
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/s/ P. Patty Li

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P. PATTY LI
Deputy Attorney General
*Attorneys for Defendant 22nd District
Agricultural Association*

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27 Dated: September 9, 2019

MICHEL & ASSOCIATES, P.C.

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/s/ Anna M. Barvir
Anna M. Barvir
*Attorneys for Plaintiffs B&L Productions,
Bardack, Diaz, Dupree, Irick, Walsh,
Maximum Wholesale, Inc., California Rifle
& Pistol Association, Incorporated, and
South Bay Rod and Gun Club, Inc.*

Dated: September 9, 2019

Law Offices of Donald Kilmer, APC

/s/ Donald Kilmer
Donald Kilmer
*Attorneys for Plaintiff Second Amendment
Foundation*

ATTESTATION OF E-FILED SIGNATURES

I, P. Patty Li, am the ECF User whose ID and password are being used to file this Joint Motion to Further Engage in Settlement Discussions and Extend Discovery and Summary Judgment Deadlines. In compliance with Southern District of California Electronic Case Filing Administrative Policies and Procedures Section 2(f)(4), I attest that Plaintiffs’ Counsel Anna Barvir and Don Kilmer have concurred in this filing.

/s/ P. Patty Li
P. PATTY LI